

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION**

STATE OF TEXAS, STATE OF
IDAHO, ET AL.

Plaintiffs,

V.

U.S. ENVIRONMENTAL
PROTECTION AGENCY, ET AL.

Defendants.

Civil Action No. 3:23-cv-00017

TEXAS'S NOTICE OF SUPPLEMENT AUTHORITY

Plaintiffs the State of Texas and five of its agencies (together, “Texas”) provide notice that today, in *Sackett v. EPA*, et al. No. 21-454 2023 WL 3632751 (U.S. May 25, 2023) the U.S. Supreme Court issued an opinion interpreting the term “waters of the United States” as used in the Clean Water Act. The opinion is attached here as Exhibit 1.

Dated: May 25, 2023

KEN PAXTON
Attorney General of Texas

BRENT WEBSTER
First Assistant Attorney General

GRANT DOREMAN
Deputy First Assistant Attorney
General

AARON F. REITZ
Deputy Attorney General for Legal
Strategy

Respectfully submitted,

/s/ J. Amber Ahmed
J. AMBER AHMED
Attorney-in-Charge
Assistant Attorney General
State Bar No. 24080756
Southern District No. 3135176
amber.ahmed@oag.texas.gov

LOGAN HARRELL
Assistant Attorney General
State Bar No. 24106054
PRO HAC VICE
logan.harrell@oag.texas.gov

SHAWN COWLES
Deputy Attorney General for Civil
Litigation

PRISCILLA M. HUBENAK
Chief, Environmental Protection Division

H. CARL MYERS
Assistant Attorney General
State Bar No. 24046502
Southern District No. 852368
carl.myers@oag.texas.gov

OFFICE OF THE ATTORNEY
GENERAL OF TEXAS
Environmental Protection Division
P.O. Box 12548, MC-066
Austin, Texas 78711-2548
Tel: (512) 463-2012
Fax: (512) 320-0911

***COUNSEL FOR STATE OF TEXAS
PLAINTIFFS***

CERTIFICATE OF SERVICE

I certify that on May 25, 2023, a copy of the foregoing document was electronically filed on the CM/ECF system, which will automatically serve a Notice of Electronic Filing on all attorneys in this case.

/s/ J. Amber Ahmed
J. AMBER AHMED
Assistant Attorney General